

# 7

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Lars Björck et al.

Attorney Docket: KCO1004US

Serial No.: 09/869,677

Filed: June 29, 2001

For: STREPTOCOCCAL ABC TRANSPORTER PROTEIN

**COMMUNICATION**

Attn.: Barbara A. Campbell  
Box PCT  
Commissioner for Patents  
United States Patent and Trademark Office  
Washington, D.C. 20231

Dear Sir:

We have received a Notification of Missing Requirements Under 35 U.S.C. 371 dated December 14, 2001. The Notification is addressed to the law firm that originally filed this application and requires that we submit a declaration and a sequence listing.

We filed a Change of Correspondence Address and Declaration and Power of Attorney for this application on October 9, 2001 by Express Mail. Copies of these documents and the Express Mail label are enclosed. We have not received a stamped postcard.

---

**Certification of Facsimile Transmission**

I hereby certify that 13 pages including cover are being facsimile transmitted to the Patent and Trademark Office on the date shown below:

Date:

January 8, 2002

Signature:

Jodi JungName: Jodi Jung

Communication  
Applicants: Lars Björck et al.  
Serial Number: 09/869,677

Attorney Docket: KCO1004US

Please confirm that the Change of Correspondence Address and Declaration and Power of Attorney are acceptable by calling the undersigned at 612-334-8993. We will file a response to the Notification of Missing Requirements in which we will respond to the sequence listing objection.

It is believed that no fees are due in connection with this submission. However, if this is incorrect, please charge any additional fees to Deposit Account No. 16-2312.

Respectfully submitted,

Dated: January 8, 2002

By



Customer No. 009561

Thomas E. Popovich (30,099)

Patrick J. O'Connell (33,984)

POPOVICH & WILES, PA

IDS Center, Suite 1902

80 South 8th Street

Minneapolis, MN 55402

Telephone: (612) 334-8989

Attorneys for Applicants



UNITED STATES POSTAL SERVICE®

**POST OFFICE  
TO ADDRESSEE**

ORIGIN (POSTAL USE ONLY)			
PO ZIP Code 55402		Day of Delivery <input checked="" type="checkbox"/> First <input type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>
Date in 10 9 01		<input checked="" type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$ 10.45
Time in 4:09 PM		Military <input type="checkbox"/> Ground Duty <input type="checkbox"/> 3rd Duty	Return Receipt Fee
Weight 3 lbs. 3 ozs.		Int'l Alpha Country Code	COD Fee Insurance Fee
No Delivery <input type="checkbox"/> Restricted <input type="checkbox"/> Insured		Accepted Clerk Initials [Signature]	Total Postage & Fees \$ 12.95



EX 008391279 US



**SEE REVERSE SIDE FOR  
SERVICE GUARANTEE AND LIMITS  
ON INSURANCE COVERAGE**

**Customer Copy**  
Label 11-F August 2000

25

552

**FOR PICKUP OR TRACKING CALL 1-800-222-1811** **WWW.USPS.COM**



The mail stamp of the Patent and Trademark Office on card  
acknowledges the filing on the date stamped of:

Transmitted herewith is a Transmittal Letter with cert. of express mail (2 pages,  
in duplicate); Change of Correspondence Address with cert. of express mail (2  
pages); and Declaration and Power of Attorney (signed, 4 pages).

Applicants: Lars Bjorck et al.

Title: Streptococcal ABC Transporter Protein

Serial No.: 09/869,677

File No.: KCO1004US

Due Date:

Initials: TEP/PJO/MGS

Mailed: October 9, 2001

Express Mail Label No.: EV 008531279 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Lars Bjorck et al.

Attorney Docket: KCO1004US

Serial No.: 09/869,677

Filed: June 29, 2001

For: STREPTOCOCCAL ABC TRANSPORTER PROTEIN

**TRANSMITTAL LETTER**

Box PCT  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Transmitted herewith are the following:

1. Change of Correspondence Address (2 pages); and
2. Declaration and Power of Attorney (signed, 4 pages).

---

**Certificate of Express Mailing (37 C.F.R. § 1.10)**

I hereby certify that this paper or fee is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" Mailing Label No. EV 008531279 US in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date indicated below.

Date: October 9, 2001Signature: Name: Jodi Jung

Transmittal Letter  
Applicants: Lars Björck et al.  
Serial Number: 09/869,677

Attorney Docket: KCO1004US

Please charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 16-2312. A duplicate copy of this transmittal letter is attached.

Respectfully submitted,

Dated: October 9, 2001

By 

Thomas E. Popovich (30,099)  
Patrick J. O'Connell (33,984)  
POPOVICH & WILES, PA  
IDS Center, Suite 1902  
80 South 8th Street  
Minneapolis, MN 55402  
Telephone: (612) 334-8989  
Attorneys for Applicants

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Lars Björck et al.

Attorney Docket: KCO1004US

Serial No.: 09/869,677

Filed: June 29, 2001

For: STREPTOCOCCAL ABC TRANSPORTER PROTEIN

**CHANGE OF CORRESPONDENCE ADDRESS**

Box PCT  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

The above-identified application under 35 U.S.C. § 371 was filed by another law firm and did not include a declaration and power of attorney. Responsibility for this application was transferred by the client from the previous law firm to Popovich & Wiles, P.A., whose attorneys and agent are listed in the enclosed Declaration and Power of Attorney. The enclosed executed Declaration and Power of Attorney directs that all correspondence be sent to the undersigned attorney. Consistent with the Declaration and Power of Attorney, please ensure that all correspondence is sent to:

Patrick J. O'Connell, Esq. (33,984)  
POPOVICH & WILES, P.A.  
IDS Center, Suite 1902  
80 South 8th Street  
Minneapolis, MN 55402

**Certificate of Express Mailing (37 C.F.R. § 1.10)**

I hereby certify that this paper or fee is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" Mailing Label No. EV 008531279 US in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date indicated below.

Date:

October 9, 2001

Signature:

Name: Jodi Jung

Change of Correspondence Address  
Applicants: Lars Björck et al.  
Serial Number: 09/869,677

Attorney Docket: KCO1004US

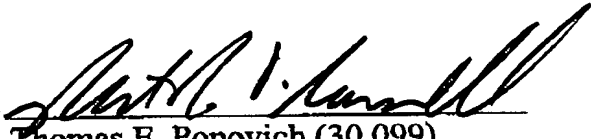
Please charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 16-2312.

Please direct all telephone calls to Patrick J. O'Connell at (612) 334-8989.

Respectfully submitted,

Date: October 9, 2001

By:



Thomas E. Popovich (30,099)  
Patrick J. O'Connell (33,984)  
POPOVICH & WILES, PA  
IDS Center, Suite 1902  
80 South 8th Street  
Minneapolis, MN 55402  
Telephone: (612) 334-8989  
Attorneys for Applicants



Docket Number: KCO1004US  
Declaration for Patent Application

**COMBINED DECLARATION FOR PATENT  
APPLICATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: STREPTOCOCCAL ABC TRANSPORTER PROTEIN

the specification of which (check one)

\_\_\_\_\_ is attached hereto.

  X   was filed on June 29, 2001 in the United States Patent and Trademark Office as Application Serial No. 09/869,677 and was amended on   N/A  .

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 or 365 of any foreign application(s) for patent or inventor's certificate or PCT International Application(s) which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or PCT

**Docket number: KCO1004US  
Declaration for Patent Application**

**International Application having a filing date before that of the application on which priority is claimed:**

Application No.	Country	Filing Date	Priority Claimed	
			Yes	No
PCT/GB99/04445	PCT	December 30, 1999 (12/30/99)	X	
9828880.6	United Kingdom	December 31, 1998 (12/31/98)	X	

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States Provisional Application(s) listed below:

N/A

---

(Application No.)	(Filing Date)
-------------------	---------------

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States Application(s) or any PCT International Application(s) designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International Application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

N/A

---

(Application No.)	(Filing Date)	(Status)
		(patented, pending/abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith: Thomas E. Popovich (Reg. No. 30,099), Terry L. Wiles (Reg. No. 29,989), Patrick J. O'Connell (Reg. No. 33,984), and Miriam G. Simmons (Reg. No. 34,727).

Address all telephone calls to: Patrick J. O'Connell at (612) 334-8989.  
Address all telefaxes to: Patrick J. O'Connell at (612) 334-8994.

Docket Number: KCO1004US  
Declaration for Patent Application


Address all correspondence to: Patrick J. O'Connell, Popovich & Wiles, PA, Suite 1902, IDS Center, 80 South 8th Street, Minneapolis, Minnesota 55402-2111.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Lars Björck

Full name of first joint inventor

X

  
Inventor's signature

August 29, 2007  
Date

Magle Stora Kyrkogata 10  
S-223 50 Lund  
Sweden  
Residence

Sweden  
Citizenship

Magle Stora Kyrkogata 10  
S-223 50 Lund  
Sweden  
Post Office Address

Docket Number: KCO1004US  
Declaration for Patent Application

Robert Janulczyk  
Full name of second joint inventor

X   
Inventor's signature

10/9 - 01  
Date

Vildanden W304  
S-227 34 Lund  
Sweden  
Residence

Sweden  
Citizenship

Vildanden W304  
S-227 34 Lund  
Sweden  
Post Office Address

\*\*\*\*\*  
\*\*\* RX REPORT \*\*\*  
\*\*\*\*\*

RECEPTION OK

TX/RX NO	9382	
CONNECTION TEL		612 334 8994
SUBADDRESS		
CONNECTION ID		
ST. TIME	01/08 10:32	
USAGE T	01'56	
PGS.	13	
RESULT	OK	

**POPOVICH  
& WILES, P.A.**

ATTORNEYS AND COUNSELORS AT LAW

1902 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota 55402  
(612) 334-8989  
Fax (612) 334-8994Patrick J. O'Connell  
(612) 334-8993

<b>To: Barbara A. Campbell</b> <b>Serial No.: 09/869,677</b> <b>Company: United States Patent and Trademark Office</b> <b>Location: Arlington, VA</b> <b>Phone: 703-305-3631</b> <b>Fax: 703-305-3230</b>	<b>From: Patrick J. O'Connell</b>  <b>Direct phone: 612-334-8993</b>  <b>Date: January 8, 2002</b> <b>Pages including cover sheet: 13</b> <b>Reference #: 453</b>
--	---

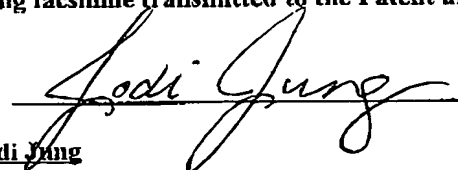
**Comments:****Certification of Facsimile Transmission**

I hereby certify that 13 pages including cover are being facsimile transmitted to the Patent and Trademark Office on the date shown below:

Date:

January 8, 2002

Signature:

Name: Jodi Jung

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS LEGALLY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED SOLELY FOR THE USE OF THE PERSONS OR ENTITIES NAMED ABOVE. IF YOU ARE NOT SUCH PERSONS OR ENTITIES, YOU ARE HEREBY NOTIFIED THAT ANY DISTRIBUTION, DISSEMINATION OR REPRODUCTION OF THIS FACSIMILE MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE IMMEDIATELY CALL US COLLECT AT (612) 334-8989.